

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

EBERTO BAUTISTA,

Case No.: 3:18-cv-00194-MMD-WGC

**Plaintiff**

## Order

V.

Re: ECF No. 38

NEVADA DEPARTMENT  
OF CORRECTIONS, et. al.,

## Defendants

10 Plaintiff has filed a motion seeking to substitute acting Nevada Department of  
11 Corrections (NDOC) Director A. Wickham for defendant Director James Dzurenda under  
12 Federal Rule of Civil Procedure 25(d), following Dzurenda's resignation. (ECF No. 38.)

13 Defendants have filed a response indicating that Wickham was acting director, but a new  
14 permanent director has now been named—Charles Daniels. (ECF No. 44.)

15 Plaintiff's motion (ECF No. 38) is **GRANTED IN PART**. The new director, Charles  
16 Daniels, is ordered substituted in for James Dzurenda under Rule 25(d) insofar as Dzurenda was  
17 sued in his official capacity.

## 18 | IT IS SO ORDERED.

19 | Dated: December 19, 2019

William G. Cobb